ELECTION IN RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT

Page 11 Attorney Docket: 120.020US2 Serial Number: 10/780,960

Filing Date: February 17, 2004

Title: METHOD AND APPARATUS FOR CALIBRATING AND MEASURING ARTERIAL COMPLIANCE AND STROKE VOLUME

APPLICANT ARGUMENTS/REMARKS

Applicant has carefully reviewed and considered the Restriction Requirement mailed on July 16, 2007. This first reply is being filed within one month of the mailing date of the Restriction Requirement.

Applicant has cancelled Group II claims 41 and 42. In the original claims as filed, two claims were numbered 17. Applicant is cancelling both original claims that were numbered 17, replacing them with new claims 43 and 44, which are identical to the original two claims that were numbered 17. Dependent claim 40 has been amended to refer to the system of claim 21 instead of the method of claim 21 (claim 21 is a system claim). No new matter is added.

Claims 1-16, 18-40, 43 and 44 remain for examination. If necessary, please charge any additional fees or credit overpayment to Deposit Account Number 502931.

Election/Restrictions

Regarding the July 16, 2007 Restriction Requirement, Applicant elects the claims of Group I (claims 1-16, 18-40 and new claims 43 and 44), without traverse.

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CONCLUSION

Applicant respectfully submits that claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney Charles A. Lemaire (952-278-3501) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account Number 502931.

> Respectfully submitted, CHRISTOPHER W. BRATTELI By his Representatives,

LEMAIRE PATENT LAW FIRM, P.L.L.C. P.O. Box 11358 St. Paul, MN 55111 Telephone: 952-278-3500

Date: August 15, 2007 By: /Charles A. Lemaire/

> Charles A. Lemaire Reg. No. 36,198

CERTIFICATE UNDER 37 CFR 1.8(a)(1)(i)(C) (paragraph C being a new amendment to Section 1.8 published in the Federal Register, Vol. 72, No. 14, page 2773): I hereby certify that this document is being electronically filed via the U.S. Patent Office's EFS filing system on this 15th day of August, 2007, Central Time, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

> By: ___/Charles A. Lemaire/ Charles A. Lemaire, Reg. No. 36,198